



UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents  
United States Patent and Trademark Office  
P.O. Box 1450  
Alexandria, VA 22313-1450  
[www.uspto.gov](http://www.uspto.gov)

BACHMAN & LAPOINTE PC  
900 CHAPEL STREET  
SUITE 120  
NEW HAVEN, CT 06510

**COPY MAILED**

AUG 21 2006

**OFFICE OF PETITIONS**

In re Application of :  
Benjamin R. Harding et al :  
Application No. 10/628,154 : DECISION GRANTING PETITION  
Filed: July 28, 2003 : UNDER 37 CFR 1.313(c) (2)  
Attorney Docket No. EH-10855 (03-171) :

This is a decision on the petition, filed August 21, 2006, under 37 CFR 1.313(c) (2) to withdraw the above-identified application from issue after payment of the issue fee.

The petition is **GRANTED**.

The above-identified application is withdrawn from issue for consideration of a submission under 37 CFR 1.114 (request for continued examination). See 37 CFR 1.313(c) (2).

**Petitioner is advised that the issue fee paid on July 8, 2005 in the above-identified application cannot be refunded. If, however, the above-identified application is again allowed, petitioner may request that it be applied towards the issue fee required by the new Notice of Allowance.<sup>1</sup>**

Telephone inquiries should be directed to the undersigned at (571) 272-3218.

This matter is being referred to Technology Center AU 3745 for processing of the request for continued examination under 37 CFR 1.114 and for consideration of the Information Disclosure Statement.

*Frances Hicks*  
Frances Hicks  
Petitions Examiner  
Office of Petitions

C:\Documents and Settings\FHicks\My Documents\470\Aug9\628154.wpd

<sup>1</sup> *The request to apply the issue fee to the new Notice may be satisfied by completing and returning the new Part B – Fee(s) Transmittal Form (along with any balance due at the time of submission). Petitioner is advised that the Issue Fee Transmittal Form must be completed and timely submitted to avoid abandonment.*